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AUG 09 2005 UNITED STATES DISTRICT COURT

AUG 23 2005

NORTHERN DISTRICT OF CALIFORNIA
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

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CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

SAN JOSE DIVISION

UNITED STATES OF AMERICA,

No. CR 05-00306 RMW

Plaintiff,

ORDER CONTINUING CASE AND
EXCLUDING TIME UNDER THE
SPEEDY TRIAL ACT, 18 U.S.C. § 3161

v.

OBDULIO RAMIREZ-URBANO,
a/k/a Oudulio Urbano Ramirez,

Defendant.

This matter came before the Court for a status hearing on Monday, August 8, 2005. Counsel for the government and the defendant were present. Based on the hearing and at the request of the defendant, the Court finds pursuant to Title 18, United States Code, Section 3161(h)(8)(A), considering the factors set forth in Section 3161(h)(8)(B), that the interests of justice in granting this continuance outweigh the defendant's and the public's interests in a speedy trial inasmuch as the defendant need additional time investigation and effective preparation.

IT IS HEREBY ORDERED that this case is continued to September 6, 2005 at 9:00 a.m. for a status hearing.

IT IS FURTHER ORDERED that the period of time from August 8, 2005 through and including September 6, 2005 shall be excluded from the period of time within which trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*

DATED: 8/23/05

Ronald M. Whyte

RONALD M. WHYTE
United States District Judge

Copies to be served on:

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